



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: )  
Applicant : Bejanin S, et al. )  
Appl. No. : 09/978,418 ) Grp./A.U. : 1645  
Filed : October 15, 2001 ) Examiner : Unassigned  
Title : HUMAN CDNAS AND PROTEINS )  
AND USES THEREOF. )

A-  
Plu. 1. H  
11/24/02

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). The Assignment of the above-captioned application from the inventors to the Assignees was filed in the United States Patent and Trademark Office in 2002, and a copy of which is enclosed. This Assignment represents the entire chain of title of this invention from the Inventors to the Assignees.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and it hereby appoints the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith: the registrants of the firm Saliwanchik, Lloyd & Saliwanchik, A Professional Association, 2421 N.W. 41st Street, Suite A-1, Gainesville, FL 32606-6669, Customer ID No. 23,557, John Lucas, Registration No. 43,373, and Carol Johns, Registration No. 50,463.

I request that all correspondence be directed to Customer ID Number 23,557.

I further request that all telephone communications be directed to:

Frank C. Eisenschenk, Ph.D.  
352-375-8100

Dated: \_\_\_\_\_

9/24/02

GENSET S.A.

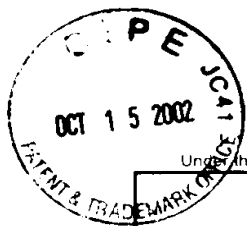
By: \_\_\_\_\_

John Lucas

Title: Director, Intellectual Property

Address: at 24, rue Royale

75008 Paris, France.



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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: \_\_\_\_\_ Bejanin S, et al. \_\_\_\_\_

Application No./Patent No.: \_\_\_\_\_ 09/978,418 \_\_\_\_\_ Filed/Issue Date: \_\_\_\_\_ October 15, 2001 \_\_\_\_\_

Entitled: \_\_\_\_\_ Human cDNAs and proteins and uses thereof. \_\_\_\_\_

\_\_\_\_\_ GENSET \_\_\_\_\_, a \_\_\_\_\_ corporation \_\_\_\_\_

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

\_\_\_\_\_  
9/24/02  
Date\_\_\_\_\_  
John Lucas  
Typed or printed name\_\_\_\_\_  
Signature  
Director Intellectual Property  
\_\_\_\_\_  
Title



Please type a plus sign (+) inside this box → ☐

PTO/SB/82 (10-00)

Approved for use through 10/31/2002 OMB 0651-0035

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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## REVOCATION OF POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/978,418
Filing Date	October 15, 2001
First Named Inventor	Bejanin S, et al.
Group Art Unit	1645
Examiner Name	Unassigned
Attorney Docket Number	142.US5.REG

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

☒ A Power of Attorney or Authorization of Agent is submitted herewith.

OR

☐ Please change the correspondence address for the above-identified application to:

☐ Customer Number



Place Customer  
Number Bar Code  
Label here

OR

<input type="checkbox"/> Firm or Individual Name	Frank C. Eisenchenk, Ph.D.				
Address	Saliwanchik, Lloyd & Saliwanchik				
Address	2421 N. W. 41st Street, Suite A-1				
City	Gainesville				
Country	USA	State	FL	ZIP	32606-6669
Telephone	(352) 375-8100	Fax	(352) 372-5800		

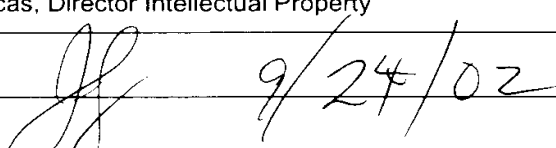
I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

### SIGNATURE of Applicant or Assignee of Record

Name	John Lucas, Director Intellectual Property
------	--

Signature	
-----------	--

Date	9/24/02
------	---------

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO Assistant Commissioner for Patents, Washington, DC 20231



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<b>POWER OF ATTORNEY OR AUTHORIZATION OF AGENT</b>  Page 1 of 2	<b>Application Number</b>	09/978,418
	<b>Filing Date</b>	October 15, 2001
	<b>First Named Inventor</b>	Bejanin S, et al.
	<b>Group Art Unit</b>	1645
	<b>Examiner Name</b>	Unassigned
	<b>Attorney Docket Number</b>	142.US5.REG

I hereby appoint:

☐ Practitioners at Customer Number  → 

Place Customer Number Bar Code Label here

**OR**

☒ Practitioner(s) named below:

Name	Registration Number
John M. Lucas	43,373
Peter Follette	46,213
Carol Johns	50,463
David R. Saliwanchik	31,794

**NOTE: See the attached sheet for additional Attorneys/Agents and Registration Numbers.**  
as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

**OR**

<input checked="" type="checkbox"/> Firm or Individual Name	Frank C. Eisenchenk, Ph.D.				
Address	Saliwanchik, Lloyd & Saliwanchik				
Address	2421 N.W. 41st Street, Suite A-1				
City	Gainesville	State	FL	Zip	32606-6669
Country	USA				
Telephone	(352) 375-8100	Fax			

I am the:

☐ Applicant/Inventor.

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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record	
Name	John Lucas, Director Intellectual Property
Signature	
Date	9/29/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ 1 forms are submitted.



**POWER OF ATTORNEY  
OR  
AUTHORIZATION OF AGENT**

Page 2 of 2

<b>Application Number</b>	09/978,418
<b>Filing Date</b>	October 15, 2001
<b>First Named Inventor</b>	Bejanin S, et al.
<b>Group Art Unit</b>	1645
<b>Examiner Name</b>	Unassigned
<b>Attorney Docket No.</b>	142.US5.REG

Additional Practitioner(s) named below:

<b>Name</b>	<b>Registration Number</b>
Jeff Lloyd	35,589
Doran R. Pace	38,261
Christine Q. McLeod	36,213
Jay M. Sanders	39,355
James S. Parker	40,119
Frank C. Eisenschenk	45,332
Jean Kyle	36,987
Seth M. Blum	45,489
Glenn P. Ladwig	46,853



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## POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/978,418
Filing Date	October 15, 2001
First Named Inventor	Stephane Bejanin, et al.
Group Art Unit	1645
Examiner Name	Unassigned
Attorney Docket Number	142.US5.REG

I hereby appoint:

☐ Practitioners at Customer Number

000027206

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OR

☒ Practitioner(s) named below:

Name	Registration Number
John M. Lucas	43,373
Peter Follette	46,213
Lukas R. Voellmy	43,358
Deno Dialynas	P-50,711
Carol Johns	P-50,463

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

<input checked="" type="checkbox"/> Firm or Individual Name	John Lucas, Ph.D., J.D.				
Address	Genset Corporation				
Address	10665 Sorrento Valley Road				
City	San Diego	State	CA	Zip	92121-1609
Country	USA				
Telephone	(858) 597-2600	Fax	(848) 597-2601		

I am the:

☒ Applicant/Inventor.

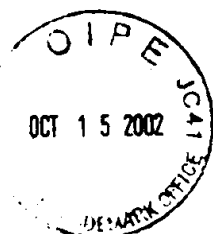
☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

Name	Stephane Bejanin
Signature	
Date	12 March 2002

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.



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Application Number	09/978,418
Filing Date	October 15, 2001
First Named Inventor	Stephane Bejanin, et al.
Group Art Unit	1645
Examiner Name	Unassigned
Attorney Docket Number	142.US5.REG

I hereby appoint:

☐ Practitioners at Customer Number

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☒ Practitioner(s) named below:

Name	Registration Number
John M. Lucas	43,373
Peter Follette	46,213
Lukas R. Voellmy	43,358
Deno Dialynas	P-50,711
Carol Johns	P-50,463

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☒ Firm or  
Individual Name John Lucas, Ph.D., J.D.

Address Genset Corporation

Address 10665 Sorrento Valley Road

City San Diego State CA Zip 92121-1609

Country USA

Telephone (858) 597-2600 Fax (848) 597-2601

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

Name Hiroaki Tanaka

Signature *H. Tanaka*

Date *Feb. 28<sup>th</sup> 2002*

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.



**ASSIGNMENT**

WHEREAS, We,

- 1) **STEPHANE BEJANIN**, a French citizen,  
residing at **35, bd de Rochechouart**  
**75009 Paris, France**
- 2) **HIROAKI TANAKA** a French citizen,  
residing at **8, av. de la Providence**  
**92160 Antony, France**

are co-inventors of certain new and useful improvements in: **HUMAN CDNAS AND PROTEINS AND USES THEREOF**; conceived of during the period of my employment with Genset Corporation, for which I have filed an application for Letters Patent in the United States:

Application Serial No.: 09/978,418

Filed: October 15, 2001

AND WHEREAS, GENSET, S.A. (hereinafter "ASSIGNEE"), a French Corporation, with its principal place of business at 24, rue Royale, 75008 Paris, France, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said inventors, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions and renewals thereof, and continuations to which my contribution to inventorship occurred of during the period of my employment with Genset Corporation, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, successors, legal representatives and assigns, any facts known to us respecting said improvements, and

ASSIGNMENT

PATENT

Our Ref.: 142.US5.REG

Page 2

testify in any legal proceeding, sign all lawful papers, execute all said divisions and renewals, said continuations, and said reissues and extensions thereof, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

SIGNED this 12 day of March 2002.

  
STEPHANE BEJANIN

Witnessed by: Name: Laurent Essioux  
*Please Print or Type Name*

Signature: 

~~~~~  
SIGNED this \_\_\_\_\_ day of \_\_\_\_\_ 2002.

\_\_\_\_\_  
HIROAKI TANAKA

Witnessed by: Name: \_\_\_\_\_  
*Please Print or Type Name*

Signature: \_\_\_\_\_  
~~~~~

ASSIGNMENT

PATENT  
Our Ref.: 142.US5.REG  
Page 2

testify in any legal proceeding, sign all lawful papers, execute all said divisions and renewals, said continuations, and said reissues and extensions thereof, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_ 2002.

\_\_\_\_\_  
STEPHANE BEJANIN

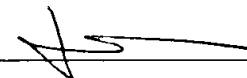
Witnessed by: Name: \_\_\_\_\_  
*Please Print or Type Name*

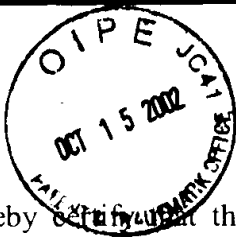
Signature: \_\_\_\_\_

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SIGNED this 28<sup>th</sup> day of february 2002.

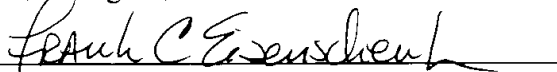
  
\_\_\_\_\_  
HIROAKI TANAKA

Witnessed by: Name: Lawrence San Putes  
*Please Print or Type Name*

Signature:  \_\_\_\_\_  
~~~~~



I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to U.S. Patent and Trademark Office, Box Sequence, P.O. Box 2327, Arlington, VA 222021 on October 9, 2002.



Frank C. Eisenschenk, Ph.D., Patent Attorney

COMMUNICATION  
Examining Group 1645  
Patent Application  
Docket No. G-142US05REG  
Serial No. 09/978,418

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : (Unknown)  
Art Unit : 1645  
Applicants : Stephane Bejanin and Hiroaki Tanaka  
Serial No. : 09/978,418  
Filed : October 15, 2001  
Confirm. No. : 7350  
For : Human cDNAs and Proteins and Uses Thereof

U. S. Patent and Trademark Office  
Washington, D.C. 20231

COMMUNICATION

Attached hereto please find an original Revocation of Power of Attorney and New Power of Attorney executed on September 24, 2002, and a copy of the corresponding Assignment dated March 12 and February 28, 2002, in the application identified above.

Respectfully submitted,



Frank C. Eisenschenk, Ph.D.

Patent Attorney

Registration No. 45,332

Phone No.: 352-375-8100

Fax No.: 352-372-5800

Address: Saliwanchik, Lloyd & Saliwanchik  
2421 N.W. 41<sup>st</sup> Street, Suite A-1  
Gainesville, FL 32606-6669

FCE/jaj

Attachments: Establishment of Right of Assignee to Take Action and  
Revocation and Power of Attorney  
Statement Under 37 C.F.R. § 3.73(b)  
Revocation of Power of Attorney or Authorization of Agent (PTO/SB/82)  
(New) Powers of Attorney or Authorizations of Agent from Genset and inventors (2)  
Copy of executed Assignment